

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
	)	
Meyer et al.	)	
	)	
Serial No. 10/510,678	)	Examiner: Maria Marvich
	)	
Filed: April 4, 2003	)	Group Art Unit: 1633
	)	
For: Enhancer Sequence of the	)	Atty. Dkt. : 3024-107
5-Aminolevulinic Acid Synthase Gene	)	
	)	

**RESPONSE TO RESTRICTION REQUIREMENT AND PRELIMINARY AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Please amend the above-identified application as outlined below.

In response to the restriction requirement of March 23, 2007, applicants elect provisionally, with traverse, the invention of:

**Group II, claims 12 to 16 and 20 to 22.**

Within this group II, applicants elect provisionally, with traverse, SEQ ID. No. 8.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** including the traversal of the restriction requirement begin on page 5 of this paper.